

AMENDED IN ASSEMBLY MAY 8, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 655

Introduced by Assembly Member Quirk-Silva

February 21, 2013

An act to add Chapter 9.5 (commencing with Section 73000) to Title 8 of the Government Code, relating to courts.

LEGISLATIVE COUNSEL’S DIGEST

AB 655, as amended, Quirk-Silva. Court reporters: salary fund.

Existing law provides for the appointment of official reporters of the courts, and prescribes the fees and compensation for reporting services. Existing law requires the charge of an official court reporter fee, in addition to any other fee required in civil actions or cases, for the services of an official court reporter on the first and each succeeding judicial day those services are provided, as specified. Fees collected pursuant to this provision may be used only to pay for services of an official court reporter in civil proceedings.

Existing law, applicable to proceedings in the Los Angeles County Superior Court, directs specified amounts to be set aside from the revenue of the court, including fees for reporting services payable by the parties, for deposit in the Reporters’ Salary Fund. Existing law requires the salaries and benefits of official reporters to be paid from the fund, and authorizes the per diem fees and benefits of official reporters pro tempore to be paid from that fund.

This bill would authorize each trial court to establish a Reporters’ Salary Fund for the payment of the salaries and benefits of official reporters, as specified. *This bill would authorize a trial court to establish cooperative agreements with the state, county, city and county, or cities*

within the county to deposit into the Reporters' Salary Fund a portion of revenues from fees, fines, and forfeitures collected by the trial court on behalf of the state, county, city and county, or cities within the county.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 9.5 (commencing with Section 73000)
2 is added to Title 8 of the Government Code, to read:

3
4 CHAPTER 9.5. REPORTERS' SALARY FUND
5

6 73000. Each trial court may establish a Reporters' Salary Fund.
7 ~~73002. The salaries and benefits of official reporters shall be~~
8 ~~paid from the Reporters' Salary Fund.~~

9 73004. (a) ~~Fees for reporting services payable by law by the~~
10 ~~parties to proceedings in the court to official reporters shall be paid~~
11 ~~to the clerk of the court, who shall deposit them in the Reporters'~~
12 ~~Salary Fund.~~

13 (b) ~~Fees for transcription of testimony and proceedings in the~~
14 ~~court shall be paid by the parties to official reporters as otherwise~~
15 ~~provided by law, and in all cases where by law the court may direct~~
16 ~~the payment of transcription fees out of the Trial Court Operations~~
17 ~~Fund, the fee on order of the court shall be paid from the Reporters'~~
18 ~~Salary Fund, except fees for transcription of testimony and~~
19 ~~proceedings in felony cases, which shall be paid from the Trial~~
20 ~~Court Operations Fund.~~

21 73008. (a) ~~Notwithstanding any other law, there shall be set~~
22 ~~aside from the revenue of the court a revolving fund in the amount~~
23 ~~of _____ dollars (\$_____). The fund shall be known as the~~
24 ~~Reporters' Salary Fund.~~

25 (b) ~~At the time of each monthly distribution of the revenue of~~
26 ~~the court to the appropriate state or county funds as required by~~
27 ~~law, the clerk of the court shall deduct proportionately, the sum~~
28 ~~as will, when added to the sum then remaining in the fund, equal~~
29 ~~_____ dollars (\$_____) and deposit it in the fund.~~

30 73010. ~~If at any time the Reporters' Salary Fund is insufficient,~~
31 ~~on order of the court the amount of the deficiency shall be paid~~
32 ~~from the Trial Court Operations Fund for that court.~~

1 73002. (a) Notwithstanding any other law, each trial court
2 may establish cooperative agreements with the state, county, city
3 and county, or cities within the county to deposit into the Reporters'
4 Salary Fund a portion of revenues from fees, fines, and forfeitures
5 collected by the trial court on behalf of the state, county, city and
6 county, or cities within the county.

7 (b) At the time of each monthly distribution of the revenue of
8 the court to the appropriate funds of the state, county, city and
9 county, or city within the county, as required by law, the clerk of
10 the court shall deduct the agreed upon sum applicable to each
11 entity, and deposit it in the Reporters' Salary Fund.

12 (c) The Reporters' Salary Fund shall be a revolving fund that
13 is funded in the amount agreed upon by the parties. Funds
14 deposited into the Reporters' Salary Fund shall, upon
15 appropriation, be used solely to contribute to the salaries and
16 benefits of official reporters.